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Attorneys for United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
\$70,000 IN UNITED STATES )  
CURRENCY, )  
Defendant. )  
 )  
JIMMY DALE LABRANCH, )  
 )  
Claimant. )  
 )

No. 07-3359 WHA

STIPULATION AND ORDER  
RESCHEDULING CASE MANAGEMENT  
CONFERENCE CURRENTLY  
SCHEDULED FOR JANUARY 24, 2008  
TO MARCH 13, 2008

The parties agree, subject to the Court's approval, that the case management conference scheduled for Thursday, January 24, 2008 at 11:00 a.m., be rescheduled on Thursday, March 13, 2008 at 11:00 a.m. The instant case is currently stayed. *See* Stipulation and Order Staying Case, entered on November 8, 2007.

There are a couple of reasons which warrant the requested rescheduling. The undersigned AUSA was on medical leave following open heart surgery on November 19, 2007 and returned to work part time on Tuesday, January 22, 2008, when she learned that the AUSAs following her cases overlooked scheduling the CMC in this case and the joint case management statement. In addition, when the undersigned AUSA called counsel for claimant, she learned that he has another court matter scheduled for the same date, January 24, which conflicts with the case management conference. Because of her absence from the office, the undersigned AUSA is asking for the rescheduling as well so that she will have time to speak with the Special Agent who is handling the ongoing, criminal investigation to determine the status of that investigation since the Special Agent filed a declaration under seal to support the parties' agreement to stay the instant case.

IT IS SO STIPULATED:

JOSEPH P. RUSSONIELLO  
United States Attorney

Dated: January 23, 2008

/s/  
PATRICIA J. KENNEY  
Assistant United States Attorney  
Attorney for the United States

Dated: January 23, 2008

/s/  
PETER A. LEEMING  
Attorney for Claimant Jimmy Dale Labranch

PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED ON THIS 23rd OF JANUARY, 2008. Please file a case management statement by March 6, 2008.

HONORABLE WILLIAM ALSUP  
United States District Judge

